GERARD IN DOUBT AS TO LAW, DEFERS BRANDT'S INQUIRY

Grand Jury Probe Begins With Whitman Chief Aid.

NEW YORK, Feb. 14 .- After examining the papers in the case of Folke E Brank the former Schiff valet, preparatory to undertaking a general investigation asked by Governor Dix, Justice James W. Gerard discovered that he might not be able to undertake the work. He found that the State constitution seemingly prohibited a supreme court justice undertaking any other work or holding any office.

Justic Gerard then issued a statement saying he would communicate with Governor Dix on the subject and would have a personal conference with him regarding the matter tomorrow night and that in the meantime action in the investigation will be deferred.

He said he was auxious to investigate the sentencing of Brandt for the governor, but up to the preesnt had been unable to see new he could do so.

unable to see new he could do so.

District Attorney Whitman, at the session of the grand jury today, began to press at full speed the inquiry into the charge of conspiracy in the case of Brandt.

Police Liqutenant, Joseph B. Wooldridge was scheduled to be the principal witness. Wooldridge, in a statement to Mr. Whitman, declared that, what new appears to be a false report, alleging many dishlonest acts against Brandt, was sinned by him under orders from thener inspector William W. McLarghin, who was at that time in charge of the detective bureau.

According to Wooldridge he had nothing to do with gathering the data which appeared in the report he signed and had no snowledge at that time whether they were true or false.

Will Be Asked As to Gans.

Will Be Asked As to Gans.

Wooldridge will be subjected to grueling cross-examination by Whitman upon documentary evidence now in the possession of the district attorney, which tends to show that Howard S. Gans, of counsel to Mortimer L. Schiff, had a knowledge of the report to be made by Wooldridge five days before it was filed and one day at least before April 1, 1907, the date on which it is alleged inspector McLaughlin directed Wooldridge to look up the record of Brandt. While Wooldridge denied that he had

anything to do with the report which bears the date of April 3, 1907, than sign his name, the report likelf, including the signature, appears to be in the handwriting of Wooldridge.

Pinkerton Report Copied.

dence which will be submitted to the dence which will be submitted to the grand jury, it will be shown that the Pinkerton Detective Agency prepared a report on Brandt showing all the things which later appeared in the Wooldridge report, and that the Pinkerton report was put in the form of a police report in order to more strongly impress the judge who would dispose of the Brandt case.

It was generally known at that time judges of general sensions were averse to accepting reports on defendants from private detective agencies.

Evidence will be submitted to show that Gans communicated with inspector McLaughlin in writing concerning the report of Brandt.

Attorney General Carmody was teday prepared a proper step in naming judges of general from Judge Rosal-sky.

Justice Gerard.

"Justice Gerard. grand jury, it will be shown that the

tearn all there is to learn of the case Eggs Slightly Lower The justice will report all his undoign back to me, and I will then determine what action I shall trice."

from Mr. Dix, the attorney Leneral will appeal from the decision of Judge Rossalsky's granting Brendl a new trial. Several weeks will then clapse, it is

Arrests Made on Dynamite Conspiracy Charge

Officials, members of executive committee, and agents: Frank M. Ryan, President; Herbert S. Hochin, Sec. Treas.; John P. Butler, First Vice Pres.; Fred J. Sherman,

Spurgeon P. Meadows, Frank C. Webb. Patrick F. Farrell, Daniel, J . Brophy, W. J. Mckain, M. J. Brown, James E. Ray,

Edward Smythe, Edward Clark, Ernest Basey, Michael Cunnane, H. W. Legleitner, W. E. Riddin, Peter J. Smith,

George Nipper Anderson, Paul Moran. John Barry, M. B. Hannon, Frank J. Murphy, Charles Wachneister,

E. E. Phillips, John Carroll, William Buckley, Fred Mooney, Five in Chicago and two in

Springfield, III., not named.

phone with Attorney General Carmody after the new trial had been granted, and that I have followed Mr. Car-mody's recommendation in appointing Justice Gerard."
Section 282 of the prisons law under which Justice Gerard has been named reads as follows:

Appointment of person to hear apa person to conduct a hearing in a matter pertaining to an application for clemency, and his compensation shall not exceed \$10 for each day's service. Such person, upon the con-clusion of such hearing shall forward to the governor without delay the testimony taken before him. The governor may direct that a person suppenaed by him, in conformity to the provisions of the preceding sec-tion, appear before a person desig-nated by him. as provided by this section; and a person so subpoenaed shall produce any hook, paper or writing before said person so designated by the governor, in conformity with the provisions of the preceding section of this article.

The preceding chapter referred to provides power to compel the attendance of witnesses and the production of papers, records, and writing of any na-

Taken Proper Step.

Attorney General Carmody declared on According to the documentary evi- bad taken the proper step in naming Justice Gerard.

In Wholesale Market

From a State official close to the gove Wholesale peaces on eggs today are smor it was learned that upon orders slightly lower than resterday. Best eggs are bringing 37 cents per dozen; average strictly eggs, 34 to 35 cents; storage eggs, it cents. Some of the dealers who asked 10 and 15 cents per dozen yester-ray, however, were forced to sell at

ROUND-UP OVER ENTIRE COUNTRY

Orders Arrests of Labor Leaders.

(Continued from First Page.) dynamiter; and J. E. Munsey, business agent of the Sait Lake City local of

NEW YORK, Feb. 14.— Frank C. Webb and Patrick F. Farrell, labor leaders, were arrested here by Federal officers today on warrants issued by Commissioner Alexander, charging them Mr. Wright now shief department experts to make with haviny "conspired to transport lynamite to various points in the United States from December, 1906, until the present time." They were immediately taken before Alexander for arraign-

NEW YORK, Feb. 14.—Daniel J. Brophy, of Local Union, No. 35, Structural Ironworkers, in Brooklyn, was errested today, charged with conspiracy, to transport nitroglycerin in 1911, from Bellfontaine, Ohio, to Indianapolis,

KANSAS CITY, Mo., Feb. 14.—M. J. Brown, secretary and business agent, and W. J. McKain, business agent of the local union of structural iron-workers, were arrested here today on indictments returned by the Indianapolis Federal grand jury. Federal grand jury.

CINCINNATI, Feb. 14.—Two acrests were made today by United States Marshal Eugene Lewis, on indictments in the Indianapolis dynamiting conspiracy probe. The prisoners are Euward Clark, former butness agent of the Cincinnati Iron workers Union, and Ernest Basey, forner business agent of Indianapolis, frotworkers Union No. 2, both charged with conspiracy to ship dynamite from Indiana into Ohio.

PHILADELPHIA, Feb. 14.—Michael Cunnane, bu tiness agent of the struc-tural ironwo tkers here, was arrested today, charged with conspiracy to transport dyr. amite.

MILWAI'KIJE, Wis., Feb. 14.-W. E. Riddin, business agent of the iron-workers here, was arrested early to-day, with one other man, whose name is being kept secret. A third man will be arrested here, it is said.

ST. LOUIS. Mo., Feb. 14.—Paul Moran, business agent of the local union of structural bridge and ironworkers, and John Barry, a former business and John Barry, a former business agent, were arrested here early today on dynamite charges.

SCRANTON, Pa., Feb. 1t.-M. B. Han-non, former business agent of the Structural Iron workers, was are sted the Federal authorities here today by the Federal authorities in connection with the dynamiting con-

DETROIT. Mich, Feb. 14.—Frank J. Murphy, walkit g. delegate, and Charles Wachneister, former business agent and former president of the local union of

President Samuel Gempers and Sectory Frank Morrison, of the American Ederation of Labor, have been completely exported by the Federal dynamite investigation, a conding to a positive statement of a Department of Justice official today.

Not only were there not indictments eturned against these officers, but nothing was brought before the grand urder to indicate the dynamiditing conspiracy willed the outrages yere being perpetrated. The only cause found were in connection with those of the structural ironworkers. tival ironworkets.
Samuel E. Compers was highly pleased when shown the depatch from the Department of Justice, which completely expected him from the charges.

ecently made

selsky's grantlug Brandl a new trial sevent strong sevented, before the playse, it is expected, before the bigher course decide whether findge Bosalsky's decision shall stand. In the meantume, the investigation of Justice therard will undoubtedly have progressed to a point where the governor will be in a position to determine whether he shall resolute the surface of the strong of the strong

DEPARTMENT MEN USED IN CAMPAIGN, DEGLARES WRIGHT

Before the Everglades Probing Committee.

The House committee's investigation of the Everglades controversy took an unexpected and amusing turn today when J. O. Wright, former drainage engineer in the Department of Agricul-

Mr. Wright, now chief drainage engincer of the State of Florids, mestified that he had made a number of speeches in the district of Congressman John H. Small, a North Carolina Democrat. Mr. Wright said he had talked on drednage and other subjects in the districts of Congressmen Ransdell of Louislaw and

Godwin of North Carolina, "In 1908 I believe that Mr. Small took out six experts with him," said Mr. "Mr. Small advertised meetings in advance, saying that on a certain day the Congressman and department experts, which he had been fortunate in securing, would address the farmers at the court houses in the

the farmers at the court houses in the respective counties.
"Mr. Small always opened the meeting with about a fifteen-minute talk. Then he would tell the farmers that he had something specia to say to them after the speaking was all over, and the Congressman would speak for another fifteen minutes. At first Mr. Small took out six experts, including myself a out six experts, including myaelf, a Mr. Spoon, from the office of Public Roads; a young man from the Bureau of Soils, another young man who was a corn expert, and another who was a corton expert.

cotton expert, and another who was a cotton expert.

"When Mr. Small suggested a similar trip next year I told him six speakers were too many, and I asked him in behalf of the audiences to reduce the speakers to four, and this was done. I myself got tired of listening every day to the same speakers, and it was impolite to get up and leave after you had spoken."

Talked About Drainage. "What did you talk about?" asked

hairman Moss. "Drainage, I switched my speech round when I went back the next

"Did you only go in campaign years?" "We went annually, I believe," said Mr. Wright.

"Who paid the expenses?"
"We prorated it. For restance, if we had to hire a bout that cost fis in going from one speaking place to another, we divided it up. Mr. Small paid one-seventh and the department people took care of the other six-sevenths on their expense accounts."

"Who else called on the department r speakers?"
"Well, I recall that I went out with ongressman Godwin and with Con-ressman Ransdell. I went all over Mr. 'ansdell's Louislang district on a speakg trip of about three weeks."
Did you suggest accompanying Mr.
mall into his district."
"No, he made arrangements with the

department—with Dr. True, of the experiment station. I believe."

Mr. Wright said he urged the people of Small district to reclaim their swamp lands. To do this, however, it was necessary for North Carolina to pass a

The state of the lines and the nesses called.

Are Still Unclaimed.

Mr Wright testified that the Everglades of Florida are stil unclaimed. Wright said he first visited the Everlades in 1906, when he traveled through ompany with Governor Bro-lorida. "We used the travil-t t of the Seminoles-glade them in compan ward, of a lorlda. ward, of Alorida. "We used the traveling medium to the Seminoles-glade
beats, said the witness.
"A system of canals now foats steamboats over the same route."

Mr. Wright declared that when the
Decariment of Agricultural decided to
led into the Everglades in 1996, C. G.
Elliott, recently dismissed from the
drainage bureat, discouraged the idea
of going to Floatida.

"Mr. Elliott had the first chance at
the assignment, but did not take it,"
said Wright.

REMARRIED COUPLE RETURN SOUTH ON SECOND HONEYMOON

Signal From Indianapolis Drainage Engineer Testifies James T. Amiss Says Their Senator Clapp, Chairman of Sits Sullenly in Court While Divorce Was Matter of Foolish Pride.

> James T. Amiss, a prominent busipess man of Asheville, N. C., hartaking iome for the second time on a honeymoon today. The pair was remarried at the Metropolitan Methodist Episcopal Church by the Rev. James 84 Montgomery last night.

Mr. Amiss is fifty years old, and his wife is two years his junior. The pair was divorced four years ago after having been married for more than twentytwo years. They were margied in 1886 in Asheville and obtained a decree of divorce in North Dakota,

"The divorce was a matter of foolish pride," said Mr. Amlse, "and wift never happen again. Time teaches us all a esson. My friends will be surprised to earn that we have remarried, as few know that we were divorced."

EARLY PROBE ON SMITH BITTERLY THE MONEY TRUST IS NOW EXPECTED

William & County

Committee. Determined to Act at Once.

Early developments in the direction of a Money trust inquiry by the Senate his wife. Mrs. Jane Elizabeth Amiss, Interstate Commerce Committee are expreced. Senator Clapp, chairman of the ommittee, has determined to go ahead with the inquiry and as the matter is within the scope of authority already given the committee to investigate the general question of trust existence and ontrol, there is said to be little probbillity of it being blocked.

The committee has affered Senator Chips to summon witnesses as he saw fit. The indications are that it will not change its utitude, and that the rest of the committee will not seek to interfere with him in calling persons in to talk about the Money frust or money power. Senator Curomins, who has been back

ng up the thevernent for Money trust natury by the Interstate Commerce committee, returned today from Grand know that we were divorced."

Mr. Amiss came to this city yesterday from Virginia, where he has been visiting near Front Royal. He was joined here by his wife, who was on her way to Asheville, having been on a visit to her father. Moses E. Banks, who lives in Reidseport. Conn.

Mrs. Amiss joined her husband here as the result of correspondence which he has kept up since six months after their divorce.

*Committee, required today from Grand Rapids, where he made a Lincoln Day speech. Senator Cummins said he expected the inquiry to be made. He holds there is his question of the authority of the committee to go into the matter, and he believes witnesses will be called to testify about it.

Inasmuch as the Senate Interstate Committee is showing indications of going shead, Senators Kenyon and Lea will doubtless hold off their proposition for a joint inectry into the Money trust.

WAR DEPARTMENT VERA CRUZ DOOMED TO FALL BEFORE WILLSTEERCLEAROF CHURCH TROUBLE

No Longer Government Property, Pierce Says.

The War-Department will not become ector, the Rev. A. S. Johns, and the boys' brigade of Christ Protestant Episthe diocese of Washington, Col. W. S. I Pierce, of the Bureau of Ordnance of he War Department, said today that the War Department, said today that the War Department had given legal of the reliefs. The unrest in that section title to the new confiscated guns when they were sold. Unless it should be shown that these rifles were belong re-within forty-eight hours.

The unrest in that sections and painter; Samuel McCau Hilliam P. Merdock, in the united to the upper classes, ance agent, and Thomas W. Scott, and with leadership, the garrison, it is tired.

Shown that these rifles were belong re-within forty-eight hours.

Paris Asks Aid

A LOG FLOATS

WITH THE CURRENT

powerless, without will, without purpose, or

THE CURRENT

swift-flowing, vigorous—the pulse of life

VITALITY OR INERTIA HEALTH OR DISEASE

Health gives one the

Your duty to your family

-to yourself, is to keep

nerves nourished, blood

Scott's

Emulsion

is like sea-air - bracing, in-

vigorating, giving out tonic-

life and health.

ALL DRUGGISTS

pure, muscles strong.

spirit of the current.

Would you rather be the log_inert,

REBEL ONSLAUGHT

Rifles Sold to Boy's Brigade Rebellion in Mexico Now Spreads to Southern Section of Republic.

Dispatches received early this merning from the southern and cast constant than the reports which have come to the State Department from the northern states of the republic.

It is now feared the great port of Vera Cruz will soon fall into the hands of the relation. The unrest in that section has spread to the upper classes, in the section has spread to the upper classes, and a liming than the southern states of the resulting that the lands of the relation to the section has spread to the upper classes, and a liming than the section has spread to the upper classes, and a spread to the upper classes, and a liming than the section has spread to the upper classes, and a liming than the section has spread to the upper classes, and thought the section has spread to the upper classes, and there is not the section has spread to the upper classes, and there is no splittly of his identification of Smith, and under a section of Smit nvolved in the contention between the ing from the southern and east const copal Church, Washington parish of to the State Department from the

inments for morection. the United States marshal's office.
There they will remain until the replevin suit, started by former Commandant Kerby, has been heard.
It is possible, lawyers for Kerby and the boys brigade say, that the cadets can keep possession of the rifles even

> the rebels have taken several small towns between Parras and Saltillo, and that a railroad bridge has been burned.
> Other uprisings of minor importance
> have followed in many districts close
> upon the announcement from Washing-

Now that the American Government has seen fit to go on record officially and emphatically against any possible intervention in Mexico, whatever conditions may arise, the Administration is waiting anxiously to see what the effect of this policy will have upon the warring Mexicans.

As long as there was a likelihood of the American army invading Mexico and establishing order there, the Mexican rioters and rebels felt a measure of restraint. They were told that any movement from the United States would be directed against them and would

Jealous Tenor Quits.

NEW YORK. Feb. 14—Dimitri Smirnoff, the \$1,200-a-night Russian tenor, threw up his job with the Metropolitan Opera Company because of petty jealousy of Halian rivals.

In April.

movement from the United States would be directed against them and would serve to strengthen the federals. If the revolutionists therefore, take the assurance of the State Department seriously and become convinced the American "peril" has been removed, it is feared in official circles that the outbreaks will be more disastrous than ever.

Touditions are worse at Caxaca and Micheacan. Foreigners at Collma fear an outbreak there at any minute, and are considering an appeal to their govstate to come to her assistance in pro-

asked Prosecutor Wilson, holding up the exhibit

"Yes, they were the ones worn by Smith the morning he chopped me up, responded Bennett.

Bennett then gave a graphic description of the assault, at times showing considerable feeling in referring to the prisoner. He said that on the evening of November 19 Smith came to his store in Fairmont Heights. Md., and asked him if the next morning he would take a chest of tools for him from Capitol Heights to Ninth and D streets northwest. He said that he agreed, and that on the following morning the defendant appeared at his store and said he would go on ahead and meet him at Sixty-first street.

"Smith climbed into the back of my wagon and stood behind me until we got near Citchie Spring, when suddenly he graboed me by the back of the neck with his left hand and with his right pulled the batchet from the inside of his cost," testified Bennett. "I tried to seize iden with my right hand, but he struck me on the side of the head, and that was the last I remember."

The witness then explained that he recovered consciousness in Casualty Hospital more than three weeks later. He declared he was positive of his identification of Smith, and under a severe cross-examination was for swayed

Americans as is possible under the cir-camstances.
From Monterey comes the report that

ton that foreign interference would no be interacted. Now that the American Government

pected that a bill to this effect will shortly be introduced in the chamber of deputies. A Happier To-Morrow

Paris Asks Aid. PARIS, Feb. 14 .- Paris calls upon the

tecting the city from floods, such as

ASSAILED AS HE

FACES ACCUSER

Lawyer Describes

Assault.

(Continued from First Page.)

stead of the esual custom of using the Fible, but Justice Anderson held that it was optional with the witness, Ben-nett stated be understood what the

ath meant, and that he would tell the

Because of the low 'one in which he replied to the 'irst few questions the court suggested that the witness' chair be moved to directly in front of the jury. Bennett said his broken isw nad not completely healed, and that he could talk no louder.

Recognizes Smith.

Asked if he knew the defendant,

Smith, and how long he had known

dim, Bennett arose and took a few

steps toward the prisoner, and pointing

"There he is-I knew him six or

seven months before he butchered me

Before the witness on a table near the

prosecutors lay the natchet with which the assault is alleged to have been com-mitted, and also the blood-stained trousers of the defendant. There were

other grim exhibits, but the witness was asked only to identify the trousers. "Do you recognize these trousers." asked Prosecutor Wilson, holding up the

his finger at the prisoner, exclaimed:

truth

exhibit

will be yours if to-night you will seek the beneficial aid of the famous and ideal family remedy Beecham's Pills. Nervous depression, or the "blues," is one of the symptoms of a condition quickly corrected by the reliable and quick-acting

When the system is clogged—the bowels and liver and kidneys inactive-then the digestion is sure to be impaired and the nerves to lose their tone. Beecham's Pills induce the organs of digestion to work properly and thus this unrivaled medicine has a tonic effect upon the whole system. Beecham's Pills do not vary—they act always in accordance with their great reputation; mildly and safely but quickly. In every way-in feelings, looks and vigor-a better condition Beecham's Pills

Assure You Sold everywhere, 10c., 25c. The directions with every box are very helpful

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A SEWING MACHINE,

A STORE, A PIANO.

A HORSE, AN AUTO,

AN ELECTRIC, A HOUSE,

A FLAT, A FARM.

If so

Use the Classified Columns of The Washington Times and get quick response.